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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

INCOME TAX APPEAL NO.560 OF 2004

The Commissioner of Income-tax
Mumbai City-10..... ..Appellant

Vs.

M/s.Premier Automobiles Ltd....Respondent

Mr.Salil Kapoor with Mr. Jitendra Singh and Mr. K. Gopal for the Appellant.
Mr. A. Kotangale, for respondent.

CORAM: F.I. REBELLO &
J.P.DEVADHAR,JJ.
DATED: 17TH JULY,2007

P.C.:

. Learned Counsel points out that the main issue is covered by the judgment of this Court in 264 I.T.R.192. However, a perusal of the finding recorded in para.19 as also in para.23 we find that the matter has been remanded to the A.O. for disposal in terms as set out in the judgment. Considering the same we are not inclined to entertain this Appeal on the question of law now formulated. With the above observation Appeal stands disposed of.

(J.P.DEVADHAR, J.) **(F.I.REBELLO, J.)**